

1 THE HONORABLE JOHN C. COUGHENOUR

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6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
8 AT SEATTLE

9 DEIDRA J. MUELLER,

10 Plaintiff,

11 v.

12 COMMISSIONER OF SOCIAL SECURITY,

13 Defendant.
14

CASE NO. C19-5113-JCC

ORDER

15 This matter comes before the Court on the parties' stipulated motion for remand (Dkt.
16 No. 13). Having thoroughly considered the motion and the relevant record, the Court hereby
17 GRANTS the stipulated motion and ORDERS that, pursuant to 42 U.S.C. § 405(g):

- 18 1. The above-captioned case is REVERSED and REMANDED for further administrative
19 proceedings.
- 20 2. The administrative law judge ("ALJ") shall issue a new decision after a *de novo* review.
- 21 3. The Appeals Council will vacate the December 2018 decision, and prior to remanding the
22 case to the ALJ, will affirm the determination made under the subsequent application that
23 Plaintiff became disabled on September 2, 2016.
- 24 4. Upon remand, the Appeals Council will instruct the ALJ to:
- 25 a. Offer Plaintiff the opportunity to submit additional evidence and arguments;
- 26 b. Offer Plaintiff an opportunity for a new hearing;

- c. Further evaluate the medical opinion evidence of record;
- d. Further evaluate Plaintiff's subjective complaints and lay witness statements;
- e. If warranted, obtain vocational expert and/or medical expert testimony; and
- f. Perform new step four and step five analyses.

The parties may move for an award of reasonable attorney fees pursuant to the Equal Access to Justice Act, 28 U.S.C. § 2412.

DATED this 11th day of July 2019.

A handwritten signature in black ink, reading "John C. Coughenour", written over a horizontal line.

John C. Coughenour
UNITED STATES DISTRICT JUDGE